

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, JUNE 20, 1994
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 2:05 p.m. Mayor Golding recognized and welcomed students from Nicoloff Elementary School and a group of foreign military officers who are students at the Fleet Intelligence Training Center. Mayor Golding adjourned the meeting at 5:46 p.m. to meet in Closed Session on Tuesday, June 21, 1994 in the 12th floor conference room at 9:15 a.m. to discuss existing and pending litigation.

ATTENDANCE DURING THE MEETING:

(M) Mayor Golding-present
(1) Council Member Mathis-present
(2) Council Member Roberts-present
(3) Council Member Kehoe-present
(4) Council Member Stevens-present
(5) Council Member Warden-present
(6) Council Member Stallings-present
(7) Council Member McCarty-present
(8) Council Member Vargas-present
Clerk-Abdelnour (pii)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

(M) Mayor Golding-present
(1) Council Member Mathis-present
(2) Council Member Roberts-not present
(3) Council Member Kehoe-not present
(4) Council Member Stevens-present
(5) Council Member Warden-present
(6) Council Member Stallings-not present
(7) Council Member McCarty-present
(8) Council Member Vargas-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by City Clerk Charles Abdelnour.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Warden.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Comment by Don Stillwell regarding Revolution by Treaty.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A070-093.)

ITEM-PC-2:

Comment by Carl Hood regarding Rules Committee meeting attendance.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape Location: A095-107.)

ITEM PC-3:

Comment by Jim Harnsberger regarding resolution by County Republican Central Committee regarding health benefits for domestic partners.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape Location: A108-126.)

ITEM PC-4:

Comment by Pat Gallagher regarding Charles Herzfeld, aide to

**Minutes of the Council of the City of San Diego
for the Regular Meeting of Monday, June 20, 1994**

Page 3

Council Member Roberts.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape Location: A144-185.)

ITEM PC-5:

Comment by Ronald Gardner regarding Rule 8-three minute rule.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape Location: A189-194.)

ITEM PC-6:

Comment by Jim Varnadort regarding Miramar-Manchester International Airport.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape Location: A195-218.)

ITEM PC-7:

Comment by Jerry Mailhot regarding Proposition C on June 7 ballot.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape Location: A220-252.)

ITEM PC-8:

Comment by Lisa Ross regarding consultants.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape Location: A254-282.)

ITEM PC-9:

Comment by Al Strohlein regarding Charles Herzfeld.

**Minutes of the Council of the City of San Diego
for the Regular Meeting of Monday, June 20, 1994**

Page 4

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape Location: A291-317.)

COUNCIL COMMENT:

ITEM-CC-1:

Mayor Golding announced that the City has received an award from Partners for Liveable Communities as one of 16 most liveable cities in the United States.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A319-350.)

ITEM-CC-2:

City Manager Jack McGrory requested that Item 250: Public Notice - Notice of Completion and Acceptance indicating that the improvements included in the Subdivision Improvement Agreement have been satisfactorily completed for the following subdivisions: NCW Neighborhood 7 Unit 6B-Carmel Valley; Sun Ridge Vista #1-Rho Penasquitos; Tierrasanta Norte II Unit II-Tierrasanta; and Tierrasanta Norte I #14-Tierrasanta, be returned to the City Manager.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B618-628.)

ITEM-30:

SUBJECT: Sea World of California.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1915) ADOPTED AS RESOLUTION R-284047

Congratulating Sea World of California on the occasion of its 30th Anniversary.

**Minutes of the Council of the City of San Diego
for the Regular Meeting of Monday, June 20, 1994**

Page 5

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A438-541.)

MOTION BY VARGAS TO ADOPT. Second by Warden. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-31:

SUBJECT: Welcome Home Marine Corps Aviation Day.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1956) CONTINUED-DATE TO BE DETERMINED BY MAYOR
GOLDING

Proclaiming June 20, 1994 to be "Welcome Home Marine Corps Aviation Day" in San Diego;
Extending a very warm welcome to Major General P.D. Williams, Commander of the Marine Corps Air Bases, Western Area, who will be headquartered at Miramar, along with the thousands of Marine Corps personnel and their families who will now make San Diego County their home.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A542-544.)

ITEM-32:

SUBJECT: Nicoloff Elementary Graffiti Abatement Club Day.

COUNCILMEMBER VARGAS' RECOMMENDATION:

Adopt the following resolution:

(R-94-1774) ADOPTED AS RESOLUTION R-284048

Recognizing the accomplishments of the Nicoloff Elementary Graffiti Abatement Club; Proclaiming June

20, 1994 to be "Nicoloff Elementary Graffiti Abatement Club Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A545-643.)

MOTION BY VARGAS TO ADOPT. Second by Warden. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-33: COMMENDED

Commending the Park and Recreation Department's Disabled Services Program for receiving the Eagle Spirit Award from Sharp Rehabilitation Services.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A395-418.)

ITEM-34: APPROVED

Approval of Council Minutes for the Meetings of:
05/30/94 Adjourned
05/31/94
05/31/94 Special Joint Meeting

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A646-670.)

MOTION BY STALLINGS TO APPROVE. Second by Stevens. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-50:

SUBJECT: Transient Occupancy Tax Rate.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced as amended on 6/6/94. (Council voted 7-1. District 5 voted nay. District 1 not present):

(O-94-119 Rev.1) ADOPTED AS ORDINANCE O-18078 (New Series)

Amending Chapter III, Article 5, Division 1, of the San Diego Municipal Code, relating to the Transient Occupancy Tax.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO DISPENSE WITH THE READING AND ADOPT ORDINANCE. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-nay, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-51:

SUBJECT: Transportation Demand Management (TDM).

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 5/31/94.
(Council voted 8-1. District 6 voted nay):

(O-94-95) ADOPTED AS ORDINANCE O-18081 (New Series)

Amending Chapter VII, Article 1, Division 1, of the San Diego Municipal Code by amending Sections 71.0102, 71.0105, 71.0106, 71.0107, 71.0108, 71.0109, 71.0122, 71.0131 and 71.0150, relating to Transportation Demand Management Program Requirements, to relax and restructure program targets, enforcement provisions, procedures for filing extensions and reduce program requirements for employers with fewer than 33 employees in the 6:00 a.m. - 10:00 a.m. peak hour period.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea (nay on that part of the ordinance relating to relaxing and restructuring of the program targets), McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-52:

SUBJECT: Third Amendment to the Memorandum of Understanding with the Metropolitan Transit Development Board for Mission Valley West LRT Street Use.
(Centre City, Midway Pacific Highway Corridor, Old San Diego, Mission Valley and Linda Vista Community Areas. Districts-2 & 6.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 5/31/94. (Council voted 9-0):

(O-94-115) ADOPTED AS ORDINANCE O-18079 (New Series)

Authorizing a Third Amendment to the Memorandum of Understanding between the City of San Diego and the Metropolitan Transit Development Board, City Document No. OO-15881 and MTDB No. L5506.0-90.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-100:

SUBJECT: Awarding a Contract for Lease of One Grove Hydraulic Crane with Hyacinth Harvesting Attachment.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1486) ADOPTED AS RESOLUTION R-284049

Awarding a contract to Hawthorne Machinery Co. (San Diego), for a lease with option to purchase one grove hydraulic crane with hyacinth harvesting attachment; Extending the lease for an additional six months, from approximately May 1, 1994 through October 31, 1994; (original lease did not begin until approximately November 1, 1993 through April 30, 1994); Increasing the monthly lease cost for the six month extension from the original cost of \$6,000 per month plus tax to \$7,560 per month plus tax; Increasing the original purchase price from \$184,366 plus tax to \$219,850 plus tax, due to the addition of air conditioning at a cost of \$15,000 and specially designed crane outrigger stabilizers with 50 percent outrigger extensions at a cost of \$20,484; total cost for a six month lease extension is \$45,360; with option to purchase at the end of lease period at a cost of \$219,850 plus sales tax, with 100 percent of lease payments to apply toward the purchase price less interest to be charged at Bank of America prime rate plus 3 percent from date of delivery; Authorizing the expenditure of not to exceed \$48,535.20 from Fund No. 41500, Department No. 700, Organization No. 506, Object Account No. 4222, and Job Order No. 31455; Authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-B3886/93)

Aud. Cert. 9401182.

FILE LOCATION: CONT-PURCHASE - Hawthorne Machinery Co.
(San Diego, CA) CONT FY94-1

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-101:

SUBJECT: Awarding a Contract for Painting of Street Light/Signal Poles.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1642) ADOPTED AS RESOLUTION R-284050

Awarding a contract to Skylines of America (San Diego, CA) for furnishing painting of street light/signal poles, as may be required for a period of one year beginning July 1, 1994 through June 30, 1995, for an estimated cost of \$50,000, with options to renew the contract for four additional one year periods, with price escalations not to exceed 10 percent of prices in effect at the end of each prior period.
(BID-P4295/94)

FILE LOCATION: CONT - PURCHASE - Skylines of America
(San Diego, CA) CONT FY94-1

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-102:

SUBJECT: Awarding Contracts for Miscellaneous Photographic Film.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1643) ADOPTED AS RESOLUTION R-284051

Awarding contracts for furnishing miscellaneous photographic film, as may be required for a period of one year beginning February 1, 1994 through January 31, 1995, for a total cost of \$695,500, for the first year, including tax and terms, as follows:
1) Price Point Supply (Los Angeles, CA) - for Section I-A, with options to renew the contract for four additional one year periods;

2) Hooper Camera Centers (Chatsworth, CA) - for Section II, with options to renew the contract for four additional one year periods.
(BID-E4127/94)

FILE LOCATION: CONT - PURCHASE - Price Point Supply (Los Angeles, CA), Hooper Camera Centers (Chatsworth, CA) CONT FY94-2

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-103:

SUBJECT: Award of Contract - Gateway Center East Landscape Maintenance District.
(District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1482) CONTINUED TO JUNE 27, 1994

Awarding a contract to California Landscape Maintenance (Anaheim Hills, CA) for furnishing complete landscape maintenance of the designated planted and paved areas with the Gateway Center East Landscape Maintenance District, as may be required for a period of one year beginning April 15, 1994 through April 14, 1995, for a total estimated cost of \$59,626.92, with options to renew the contract for four additional one year periods;

In the event the contractor does not perform to specifications, the Purchasing Agent is authorized to terminate the contract and award to the next low responsive and responsible bidder and to subsequent bidders, if necessary, until a bidder is found who performs to specifications. (BID-C4233/94)

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO CONTINUE ONE WEEK AS REQUESTED BY STEVENS. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-104:

SUBJECT: Inviting Bids for the Piping Insulation of the Point Loma Wastewater Treatment Plant Digester Gas Utilization Facility.
(Peninsula Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-649) ADOPTED AS RESOLUTION R-284053

Inviting bids for the piping insulation of the Point Loma Wastewater Treatment Plant Digester Gas Utilization Facility on Work Order No. 2711;
Authorizing a contract with the lowest responsible bidder;
Authorizing the expenditure of \$155,250 from Sewer Revenue Fund 41508, Point Loma Wastewater Treatment Plant Maintenance Program 70235. (BID-K94114)

CITY MANAGER SUPPORTING INFORMATION:

This project provides for the removal and replacement of existing deteriorated insulation (non-asbestos) on the catalytic converters, exhaust, gas, and hot water piping appurtenant to the operation of the Gas Utilization Facility (GUF) located at the Point Loma Wastewater Treatment Plant. This project is not federally funded and therefore has no EPA "Fair Share" DBE requirements.

Aud. Cert. 9401076.

CWP-94-148.

FILE LOCATION: W.O. 2711 CONT - Thorpe Insulation Company
CONT FY94-1

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,

McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-105:

SUBJECT: Inviting Bids for Construction of Mission Avenue Median
Islands.
(Greater North Park Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1513) ADOPTED AS RESOLUTION R-284054

Inviting bids for the Construction of Mission Avenue
Islands on Work Order No. 112243;
Authorizing the execution of a contract with the lowest
responsible bidder;
Authorizing the City Auditor and Comptroller to amend
the FY 94 CIP budget by adding CIP-52-587.0, Mission
Avenue Median Islands;
Directing the City Manager to allocate \$42,000 of
District Three's 1993 CDBG funds to CIP-52-587.0,
Mission Avenue Median Islands;
Accepting \$4,000 from the University Heights Community
Development Corporation to CIP-52-587.0, Mission Avenue
Median Islands Project;
Authorizing the transfer of \$14,000 from CIP-58-004.0,
TransNet Fund 30300, Annual Allocation - Miscellaneous
Requirements - City Streets to CIP-52-587.0, Mission
Avenue Median Islands Project;
Authorizing the expenditure of \$60,000 from
CIP-52-587.0, Mission Avenue Median Islands Project.
(BID-K94238M)

CITY MANAGER SUPPORTING INFORMATION:

The University Heights Community Development Corporation has been
working with City staff in an effort to provide attractive median
islands on Mission Avenue at the intersections of Florida Street,
Alabama Street, and Louisiana Street. Currently, these medians
are asphalted concrete. Funds in the amount of approximately
\$60,000 are necessary to achieve this project. Fund sources
being used are CDBG, TransNet, and a grant provided by the
community.

Aud. Cert. 9401175.

FILE LOCATION: W.O. 112243 CONT - Edward A. Zasqueta

Contracting

CONT FY94-1

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-106:

SUBJECT: Inviting Bids for Mitigation and Revegetation of Friars
Road Bridge - Widen Over San Diego River.
(Mission Valley, Navajo and Tierrasanta Community Areas.
District-7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1905) ADOPTED AS RESOLUTION R-284055

Inviting bids for the Revegetation and Mitigation -
Friars Road Bridge on Work Order No. 119241;
Authorizing the execution of a contract with the lowest
responsible bidder;
Stating for the record that the City of San Diego, as
Lead Agency, has reviewed and considered DEP-88-1094,
dated April 10, 1991, and Mitigation Monitoring and
Reporting Program.
(BID-K94053MA)

CITY MANAGER SUPPORTING INFORMATION:

This project provides mitigation and revegetation of one acre of
land due to the Improvement of Friars Road Bridge Over the San
Diego River. This project involves the removal of the exotic
plants and then revegetating the area with native plants that are
consistent with the area. Improvement to this area adheres to
the Mitigated Negative Declaration Environmental Document.
Aud. Cert. 9401190.

FILE LOCATION: W.O. 119241 CONT - Shiva Construction CONT
FY94-1

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.

Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-107:

SUBJECT: Acquisition of 230 acres of Paraiso Cumbres for the San
Diego Open Space Park Facilities District No. 1.
(Rancho Penasquitos Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1912) ADOPTED AS RESOLUTION R-284056

Resolution of Intention to acquire approximately 230
acres of Paraiso Cumbres, Lots 3, 7, and 8 of Section
4, Township 14 South, Range 2 West, San Bernardino
Meridian, for the San Diego Open Space Park Facilities
District No. 1.

CITY MANAGER SUPPORTING INFORMATION:

Paraiso Cumbres is a portion of Penasquitos Slopes "E", priority
number 67 in Category C, on the Council's adopted Open Space
Retention List. It is described as Lot 3 of the Northwest 1/4,
of the Southwest 1/4, Section 4, and Lots 7 and 8, North 1/2 of
the Southwest 1/4, Section 4 of Township 14 South, Range 2 West.
By Council Resolution R-283796, approved May 2, 1994, the City
Council authorized the expenditure of \$510,000 to supplement the
\$100,000 approved by Resolution R-283167 dated December 6, 1993
for the total acquisition costs of \$610,000 for the purchase of
the 230-acre Paraiso Cumbres property. The property is located
on the southeast slope of Black Mountain, adjacent to the corner
of the City-owned Black Mountain Open Space Park. The property
is being offered to the City by the Resolution Trust Corporation
(RTC). Any expenditure of Open Space Bond Funds requires a
public hearing. Due to the initial time constraints of the
project, it was necessary for Council to approve acquisition of
the property before such a hearing could be noticed. This
request for \$110,000 from Open Space Bond Fund 79103, will be
included in the total purchase price of \$610,000 for the
acquisition of this parcel and comply with the requirement for
public hearing for use of said funds.
Aud. Cert. 9401200.

FILE LOCATION:

STRT OS-1

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-108:

SUBJECT: Two actions related to Business Improvement District
Budgets for FY 1994.
(Mid-City, Hillcrest, Mission, Downtown, Ocean Beach
and La Jolla
Community Areas. Districts-1, 2 and 3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1897) ADOPTED AS RESOLUTION R-284057

Accepting the Budget Report for each Business
Improvement District for July 1, 1994 through June 30,
1995 (FY 1995).

Subitem-B: (R-94-1898) ADOPTED AS RESOLUTION R-284058

Resolution of Intention to levy an annual assessment
within previously established Business Improvement
Districts for July 1, 1994 through June 30, 1995 (FY
1995).

CITY MANAGER SUPPORTING INFORMATION:

Business Improvement Districts (BIDs) are authorized by State law to assess benefitted businesses for the cost of certain improvement activities. These activities are generally promotional in nature. Once a BID is established, the City collects the assessments and disburses them to an appropriate entity representing the district pursuant to an annual operating agreement. There are currently 11 active districts in the City of San Diego: Adams Avenue, City Heights, Downtown, El Cajon Blvd.-Gateway, El Cajon Blvd. Central, Gaslamp, Hillcrest, La Jolla, Mission Hill, North Park and Ocean Beach. State law requires that the City Council annually adopt a budget for each BID and hold a public hearing to levy appropriate assessments. The actions being taken today accept the budget reports and set Tuesday, July 5, 1994 for the public hearing to levy the proposed

assessment for each BID for FY 1995.

FILE LOCATION: STRT L-7, L-4, L-12, L-1, L-11, L-2, L-5,
 L-8, L-6, L-9, L-3

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-109:

SUBJECT: Two actions related to the Linda Vista Road Landscape
Maintenance District.
(Linda Vista Community Area. Districts-5 & 6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1541 Cor. Copy) ADOPTED AS RESOLUTION
 R-284059

Resolution of Intention to levy and collect assessments
on the Linda Vista Road Landscape Maintenance District.

Subitem-B: (R-94-1542) ADOPTED AS RESOLUTION R-284060

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

The Linda Vista Road Landscape Maintenance District was established by Council in April 1990. The maintenance district was established for the purpose of maintaining the landscaping improvements on the raised medians and parkway areas along each side of the street within the public right-of-way. The landscaping improvements were part of Phase I of the street enhancement project for Linda Vista Road between Via Las Cumbres and Genesee Avenue. The construction project along with the landscaping improvements were scheduled to be completed in May 1990. However, due to complications in the project and with the contractor, the project has just recently been completed. Therefore, there will be no property owner assessments in Fiscal Year 1995. The district will take over maintenance operations at a later date. Additionally, a large Metropolitan Wastewater

Department project will be impacting Linda Vista Road in the near future. Therefore, the project will pay for the assessments until it is completed.

FILE LOCATION: STRT M-311

COUNCIL ACTION: (Tape location: A685-B203; E038-108.)

CONSENT MOTION BY WARDEN TO ADOPT CITY MANAGER'S RECOMMENDATION ON SUBITEM B. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-ye, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

MOTION BY STALLINGS TO ADOPT CITY MANAGER'S RECOMMENDATION ON SUBITEM A. Second by Roberts. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-110:

SUBJECT: Midway Drive and Kemper Street Dedication.
(Midway Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1862) ADOPTED AS RESOLUTION R-284061

Accepting the easement deed of Burnham Pacific Properties, Inc., granting to the City an easement for public street purposes in a portion of Lot 1 of Bayview Drive-in Theater Tract, Map-3465, and in a portion of Pueblo Lots 241 and 242;
Dedicating the land as and for public streets and naming the same Midway Drive and Kemper Street.

FILE LOCATION: DEED F-6312 DEED FY94-1

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-111:

SUBJECT: Agreement with San Diego Gas & Electric (SDG&E) for
Electrical Services at Fiesta Island.
(Mission Bay Park Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1890) ADOPTED AS RESOLUTION R-284062

Authorizing an agreement with San Diego Gas & Electric Company (SDG&E) to provide electrical service to the City of San Diego's Fiesta Island Sludge Dewatering Facility at a cost not to exceed \$196,123;
Authorizing the expenditure of not to exceed \$196,123 from Metro Sewer Utility Fund 41508, CIP-46-119.0, Annual Allocation for the Point Loma Wastewater Treatment Plant;
Certifying that the information contained in Mitigated Negative Declaration DEP-94-0097 has been completed in compliance with the California Environmental Quality Act, and that the Declaration has been reviewed and considered by Council;
Adopting the Mitigation Monitoring and Reporting Program.

CITY MANAGER SUPPORTING INFORMATION:

On October 26, 1993, the City Council, by Resolution R-282916, authorized the installation of facility improvements at the Fiesta Island Sludge Dewatering Facility. These improvements included the installation of seven belt filter presses. To operate these facilities, additional electrical power is needed at the site. The City currently leases diesel generators to supply this additional power. These diesel generators are subject to Air Pollution Control District regulations regarding emission rates and fuel usage. This contract will provide for SDG&E to provide electrical service to the Fiesta Island facility. This will allow for a cleaner and more efficient source of power. SDG&E will be responsible for all work associated with the installation of this electrical service.
Aud. Cert. 9401159.
WU-CWP-94-164.

FILE LOCATION: MEET CCONT FY94-1

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-112:

SUBJECT: Public Auction - 6204 Beaumont and 505 Via del Norte.
(University City Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1889) ADOPTED AS RESOLUTION R-284063

Authorizing the City Manager to hold a public auction
for the sale of a portion of Lot 2, Block 24, La Jolla
Hermosa Unit 2, being a .19-acre parcel located at 6204
Beaumont, and a portion of Lot 1, Block 25, La Jolla
Hermosa Unit 2, being a .15-acre parcel located at 505
Via del Norte;
Approving the minimum acceptable bid for the parcels of
\$200,000 each, based upon an independent fee appraisal.

CITY MANAGER SUPPORTING INFORMATION:

The City acquired the subject properties in the early 1960's for
a proposed Fay Avenue widening project. The project was not
finalized and the houses were used for a number of years as
rentals for low and moderate income tenants. Both houses are
presently vacant and because of health and safety reasons cannot
be rented. The two properties are in need of renovation which is
estimated to cost more than \$80,000 for both units due to general
disrepair and the presence of lead-based paint. Because of the
high cost of repairs, sale of both properties is recommended.
Also, it has been reported that the properties have been used as
shelter by homeless individuals causing concern of neighbors.
The PF&R Committee at its meeting of April 27, 1994 recommended
that these properties be sold at public auction. The properties
are .19 acre (Beaumont Avenue) and .15 acre (Via Del Norte).
Both parcels are zoned R-1-5000 and are improved with
single-family residences. The properties have been valued by an
independent fee appraiser at \$200,000 each for public auction
purposes.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-113:

SUBJECT: Amending Council Policy 000-16 entitled "Open
Meetings."

CITY ATTORNEY'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1696) ADOPTED AS RESOLUTION R-284064

Amending Council Policy No. 000-16 entitled "Open
Meetings," to conform to the amended Brown Act.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-114:

SUBJECT: Bruce Brown Day.

COUNCILMEMBER WARDEN'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1930) ADOPTED AS RESOLUTION R-284065

Recognizing and thanking Bruce Brown for his exemplary
service to the Mira Mesa Community;
Proclaiming June 24, 1994 to be "Bruce Brown Day" in

San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-115:

SUBJECT: Winfield Johnson Day.

DEPUTY MAYOR STEVENS' RECOMMENDATION:

Adopt the following resolution:

(R-94-1847) ADOPTED AS RESOLUTION R-284066

Commending Mr. Winfield Johnson for all his
accomplishments in his seventy-four years of life and
for his many years of dedicated and unequalled service
to San Diego; Proclaiming May 27, 1994 to be "Winfield
Johnson Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-116:

SUBJECT: Second Annual National Trails Day.

DEPUTY MAYOR STEVENS' RECOMMENDATION:

Adopt the following resolution:

(R-94-1883) ADOPTED AS RESOLUTION R-284067

Commending the American Hiking Society for their
commitment and dedication to preserving and expanding
America's trails, and American volunteerism, because a
majority of the nation's 300,000 miles of trails are
maintained by volunteer crews;
Proclaiming June 4, 1994 to be "Second Annual National
Trails Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-117:

SUBJECT: Commending The United States Army Corps of Engineers.

COUNCILMEMBER McCARTY'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1886) ADOPTED AS RESOLUTION R-284068

Commending the United States Army Corps of Engineers
for its management of the Ordnance Removal Project in
Tierrasanta.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-118:

SUBJECT: Establishing a New Fee System for Engineering Permits.
(See City Manager Report CMR-94-165.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1891) ADOPTED AS RESOLUTION R-284069

Establishing a new fee schedule for issuing engineering permits, converting from a deposit system to a flat fee system for processing "over the counter" and other engineering permits and parcel maps.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-119:

SUBJECT: Augmented Used Oil Recycling Block Grant and Related Agreements.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1925) ADOPTED AS RESOLUTION R-284070

Accepting an augmented recycling grant award from the California Integrated Waste Management Board of \$401,932 or alternate award;
Authorizing the expanded public/private partnership agreements and community outreach agreements with Pacific Gateway Group;
Authorizing a media outreach agreement with The Gable Group;
Authorizing a request for proposal and award of agreements to vendors to provide promotional activities and hazardous materials recycling events;
Authorizing the expenditure of not to exceed \$401,932 reimbursable nonpersonnel costs or alternate award to implement this grant;
Authorizing the creation of a reimbursable grant funded position to administer the grant activities.

CITY MANAGER SUPPORTING INFORMATION:

In Resolution R-282991, adopted on November 15, 1993, the City Manager was authorized to apply for and accept a Used Oil Recycling Block Grant of \$371,324 from the California Integrated Waste Management Board (CIWMB) for the period of January 1, 1994 through December 31, 1994. The grant included public/private partnership agreements and an agreement with Pacific Gateway, the existing household hazardous waste community outreach firm. The CIWMB is extending the grant period through June 30, 1995 with increases in available funding. The proposed augmented grant budget includes:

City Administration	\$ 83,583
Oil Collection/Disposal Activities	418,000
Public Education/Awareness	255,633
(Including Pacific Gateway - \$128,510)	
(Including The Gable Group - \$30,603)	
Miscellaneous	16,040
TOTAL GRANT	\$773,256

Grant changes include adding one position for administering the grant; expanding agreements through June 30, 1995; entering into an agreement with The Gable Group, the existing household hazardous waste media outreach firm for services to support the grant activities; requesting proposals for and entering into agreements for promotional activities and for operation of eight hazardous materials recycling events to collect used oil, oil filters, antifreeze and automotive batteries.
Aud. Cert. 9500006.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-120:

SUBJECT: Additional Funds for the Fire Department Support
Services Complex.
(Serra Mesa and Navajo Community Areas. Districts-6
and 7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1893) ADOPTED AS RESOLUTION R-284071

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$53,790 from Fire Station No. 31 - Erosion Control/Landscaping, CIP-33-088.0, Fund 302453, Capital Outlay Other to Fire Department Support Services Complex, CIP-33-069.0.

CITY MANAGER SUPPORTING INFORMATION:

The Fire Department Support Services Complex Project provides for the modernization of the Fire Department's maintenance and repair facility and the construction of the Fire Communications Building, and the relocation of Fire Station No. 28. The Fire Communications Building provides all the 911 service for the Fire Department. Leaks have been discovered within the building and they should be corrected. The requested funds from Fire Station No. 31 will be used to correct these defects.
Aud. Cert. 9401180.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E109-158.)

MOTION BY McCARTY TO ADOPT AND TO GO AFTER THE CONTRACTOR TO RECOVER THE FUNDS. Second by Roberts. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-not present, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-121:

SUBJECT: Annual National City Mitigation Payment for the Southcrest Project Area.
(See Memorandum from SEDC dated 6/6/94.)

SOUTHEASTERN ECONOMIC DEVELOPMENT CORPORATION'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1850) ADOPTED AS RESOLUTION R-284072

Accepting \$250,000 in land sales proceeds from the Mt. Hope Redevelopment Project as repayment on an interest bearing loan made to the Redevelopment Agency from the City;

Authorizing a transfer of \$250,000 as an interest bearing loan from Capital Outlay - Other, Fund No. 302453, to CIP-39-501.0, 252 Corridor Acquisition/National City Mitigation, Fund No. 98334; Directing the Auditor and Comptroller to record the transfer of \$250,000 to the Redevelopment Agency, as an interest bearing loan, to be repaid as soon as practicable from tax increment or other appropriate revenues;

Authorizing the expenditure of \$250,000 from CIP-39-501.0, 252 Corridor Acquisition/National City Mitigation, Fund No. 302453, for the National City mitigation payment.

Aud. Cert. 9401176.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-122:

SUBJECT: First Amendment to Agreement with BRW, Inc., for Consultant Services for Traffic Signal and Street Light Design.
(University, Skyline/Paradise Hills, Peninsula, Centre City, and Pacific Beach Community Areas. Districts-1, 2, and 4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1885) ADOPTED AS RESOLUTION R-284073

Authorizing a first amendment to the agreement with BRW, Inc., for consultant services for traffic signal and street light design;
Authorizing the expenditure of not to exceed \$30,530 from CIP-68-011.0, Annual Allocation - Modernize Top 5-10 Prioritized Traffic Signals, TransNet Fund 30300, Sublet 68-111.1, for the above project.

CITY MANAGER SUPPORTING INFORMATION:

On February 22, 1993, the City Council authorized an agreement with BRW, Inc., to provide consultant services to prepare plans, specifications, and estimates for the modernization of existing traffic signals at fourteen sites located throughout the City. Since February, 1993, additional sites have been identified which were not in the scope of the original agreement. This first amendment will provide for an increase in the consultant's compensation to cover the additional services needed.
Aud. Cert. 9401165.

FILE LOCATION: MEET CONT FY94-1

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-123:

SUBJECT: Agreement with GEI Consultants for Engineering Services
for the Miramar Dam Seismic and Stability Analysis.
(Miramar Ranch Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1892) ADOPTED AS RESOLUTION R-284074

Authorizing an agreement with GEI Consultants for engineering services for the Miramar Dam Seismic and Stability Analysis;
Authorizing the transfer of not to exceed \$194,146 from Water Revenue Fund 41500, Program Element 70679, Unallocated Reserve, to Water Revenue Fund 41500, Program Element 70322, Water Production Division, Dams and Reservoirs;
Authorizing the expenditure of not to exceed \$194,146 from Water Revenue Fund 41500, Program Element 70322, for the above project.

CITY MANAGER SUPPORTING INFORMATION:

The State's Division of Safety of Dams (DSOD) has required the City to conduct an engineering study to determine the seismic

stability of Miramar Dam. In order to comply with DSOD's mandate, a geotechnical consultant will be required to analyze the seismic stability of the dam and install additional piezometers to better identify the hydrostatic conditions within the dam. The names of five geotechnical engineering consultants were provided to us by the Consultant Selection Coordinator. The Water Utilities Department interviewed these five firms in accordance with Council Policy 300-7. GEI Consultants was selected for this project. Earth Mechanics, Inc., a MBE Consultant, will perform 8.7 percent of the work; Tri-County Drilling, Inc., a WBE firm, will perform 16.1 percent of the work.

Aud. Cert. 9401167.

WU-U-94-130.

FILE LOCATION: MEET CCONT FY94-1

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-nay, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-124:

SUBJECT: Consultant Agreement for the Design of First Avenue
Bridge over Maple Canyon Rehabilitation.
(Uptown Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1917) ADOPTED AS RESOLUTION R-284075

Authorizing an agreement with Lopez Dunn Ramirez and Associates (San Diego, CA) to provide consultant services for the design of First Avenue Bridge over Maple Canyon Rehabilitation;
Authorizing the transfer of not to exceed \$50,000 from CIP-53-037.0, Earthquake Restrainers for Bridges, TransNet Fund 30300, and an amount not to exceed \$98,061 from HBRR Grant Fund 38701 to CIP-52-554.0, First Avenue Bridge over Maple Canyon;
Authorizing the expenditure of not to exceed \$380,000 from CIP-52-554.0, First Avenue Bridge over Maple

Canyon, for the above project.

CITY MANAGER SUPPORTING INFORMATION:

The First Avenue Bridge (No. 57C-416) was built in 1931 and is a steel truss arch bridge spanning Maple Canyon Open Space. It has been certified a historic structure by the City of San Diego Historical Site Board and the State Department of Parks and Recreation (Category 2). The bridge has experienced deterioration due to rusted steel members, spalled deck concrete, and loose rivets. This consultant agreement with Lopez Dunn Ramirez and Associates will provide a detailed structural evaluation and design documents for a future construction contract to repair deteriorated components and upgrade the bridge to current load carrying capabilities and State of California Seismic Standards. Lopez Dunn Ramirez and Associates (MBE) was chosen in accordance with Council Policy 300-7 after interviewing five consultant teams provided by the Consultant Selection Committee from letters of interest for Civil/Bridge Engineering Services.

Aud. Cert. 9401208.

FILE LOCATION: MEET CCONT FY94-1

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-125:

SUBJECT: Consultant Agreement and Federal Grant for Preparing
the San Diego Naval Training Center (NTC) Reuse Plan.
(See City Manager Report CMR-94-167. Peninsula/Future
Urbanizing Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1923) CONTINUED TO JUNE 27, 1994

Authorizing a Grant Agreement with the Federal Office
of Economic Adjustment (OEA) accepting \$496,350 from
the OEA to fund the planning required for reuse of the
Naval Training Center;

Declaring that the Council agrees to provide required matching funds in the form of staff services dedicated to the Naval Training Reuse Committee planning effort, since September 30, 1993;

Authorizing the City Manager, subject to review and approval from the Office of Economic Adjustment and effective upon the date of that approval, to execute an agreement with Rick Engineering, for an amount not to exceed \$295,000 for the first year of planning for reuse of NTC;

Authorizing the City Manager to incorporate any conditions or language required by the Office of Economic Adjustment as a precondition to approval of this agreement. This includes preparation of an existing conditions report, a public outreach campaign, generation of alternative concept plans for NTC and partial evaluation of these plans.

Aud. Cert. 9401219.

FILE LOCATION: MEET CCONT FY94-1

COUNCIL ACTION: (Tape location: E158-283.)

Motion by Stevens to refer back to the OCP Office for review regarding conditions attached to the funds received from the Federal Government. No second.

MOTION BY STEVENS TO CONTINUE ONE WEEK AT HIS REQUEST TO ASSURE THAT GUIDELINES HAVE BEEN FOLLOWED. Second by Warden. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-126:

SUBJECT: San Diego Urban League Roofing Project.
(Mount Hope Planned District. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1547) ADOPTED AS RESOLUTION R-284076

Authorizing an agreement with San Diego Urban League, for the reroofing of their facilities at 4260-4276 Market Street;

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$52,000 from CDBG Fund 18529, Department 4042, Organization 4228, Job Order 000001 to CDBG Fund 18259, Department 4042, Organization 4234, Job Order 112472;
Authorizing the expenditure of not to exceed \$52,000 from CDBG Fund 18529, Department 4042, Org. 4234, J.O. 112472 for the above project.

CITY MANAGER SUPPORTING INFORMATION:

The San Diego Urban League is a non-profit organization whose mission is to serve the inner-city disadvantaged persons by providing service in health and welfare, housing, youth and family services, employment and training, and education. The facility is located at 4260-4276 Market Street, San Diego, CA. The reroofing will consist of removal of old roofing materials replacing any damaged wood, reinstall new roofing, maintaining proper sloping, and installing new roof drains for all the three buildings. The project budget is \$52,000 which includes construction and City administration cost.
Aud. Cert. 9401006.

FILE LOCATION: MEET CCONT FY94-1

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-127:

SUBJECT: Reallocation of the Original Agreement with Sverdrup Corporation for Construction Management Services for the Metropolitan Wastewater Department.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1854) ADOPTED AS RESOLUTION R-284077

Authorizing the City Manager to redistribute funding sources for the agreement of December 1991 with the Sverdrup Corporation for construction management

services in connection with the North City Subsystem, in an amount not to exceed \$10,406,306; Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$6,866,384 from CIP-42-910.1, North City Water Reclamation Plant, to the following Capital Improvement Projects: \$124,299 to CIP-40-910.4, East Mission Bay Effluent Pipeline; \$125,449 to CIP-42-910.8, North City Tunnel Connector; \$91,426 to CIP-40-910.6, North City Effluent Pipeline; \$184,791 to CIP-45-920.0, Metro System Control Center; \$4,299,428 to CIP-40-911.5, State Ocean Plan Compliance II; \$97,221 to CIP-40-920.1, San Diego River Outfall; \$94,388 to CIP-94-911.3, North City Raw Sludge Pipeline; \$54,013 to CIP-40-921.0, FIRP Phase II Digested Sludge and Centrate Pipeline; \$480,228 to CIP-46-055.0, FIRP Pump Station; \$391,792 to CIP-42-911.4, Northern Sludge Processing Facility Phase 2; \$86,531 to CIP-46-170.0, Point Loma Digester Upgrade and Expansion; \$23,087 to CIP-46-122.0, Carmel Valley Trunk Sewer; \$234,335 to CIP-46-104.0, North Metro Interceptor; \$173,322 to CIP-46-120.0, Penasquitos Canyon Trunk Sewer; \$86,256 to CIP-46-129.0, Point Loma Digester N1 and N2; \$162,891 to CIP-46-177.0, Point Loma Sedimentation Basins 11 and 12; \$81,370 to CIP-46-117.0, Pump Station 65 -- Expansion and Force Main; and \$75,557 to CIP-45-911.0, South Metro Interceptor; Authorizing the expenditure of not to exceed \$40,457 from Water Fund 41500, CIP-79-910.1, Sorrento Valley Water Main Replacement;

Authorizing the Metropolitan Wastewater Department to revise the above allocation of expenditures based on actual expenditure experience.

CITY MANAGER SUPPORTING INFORMATION:

In December 1991, City Council approved the original agreement with the Sverdrup Corporation for Construction Management Services for the North City Subsystem. At the time, the entire contract amount was booked under CIP-42-910.1, North City Water Reclamation Plant. In May 1992, City Council directed the implementation of the Consumers' Alternative which included the North City Subsystem and the repair and upgrade of the existing

Metro and Muni Wastewater systems. In January 1994 Amendment 4 with the Sverdrup Corporation was approved by City Council. This amendment, which funded FY 1994 and revised the subsequent contractual phases, was booked in the specific projects covered under the amended agreement. This allows the City Auditor and Comptroller's Office to accrue costs for construction management as expended, thereby always reflecting total project specific costs to date. It is requested that Council approve the budget transfer and reallocation of the original agreement in order to accrue costs in each specific project which incurs costs for Construction Management Services.
Aud. Cert. 9401169.

FILE LOCATION: MEET CONT FY94-1

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-128:

SUBJECT: Approving Change Order No. 5 for the Dulzura Conduit
Renovation Project.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1910) ADOPTED AS RESOLUTION R-284078

Approving Change Order No. 5 with Mingus Constructors, Inc., in the amount of \$264,033.78 for the Dulzura Conduit Renovation Project, CIP-73-252.0;
Authorizing the expenditure of \$464,034 from Water Revenue Fund 41500, CIP-73-252.0, Dulzura Conduit Renovation, for the purpose of executing Change Order No. 5 and supplementing the financing of the construction contingencies previously authorized by the San Diego City Council by Resolution R-282888, dated October 25, 1993.

CITY MANAGER SUPPORTING INFORMATION:

The construction contract for the Dulzura Conduit Renovation Project was awarded to Mingus Constructors, Inc., on October 25, 1993, for the amount of \$3,468,000. Total previously approved

change orders are \$159,242.56. The 10.7-mile long Dulzura Conduit conveys raw water from Barrett Reservoir to Dulzura Creek, where it ultimately flows into the Lower Otay Reservoir for treatment. The Dulzura Conduit was constructed around the turn-of-the century and is currently inoperable because several deteriorated wooden flumes and supporting trestle sections have been removed for replacement. This project consists of the replacement/renovation of six wooden flume sections, a concrete channel, and a buried corrugated metal pipe.

CITY MANAGER SUPPORTING INFORMATION:

This request is for approval of Construction Change Order No. 5, for an agreed lump sum of \$264,033.78, for additional work requested by the City. On August 25, 1993, it was identified that a twenty-foot (20') section of the existing trapezoidal concrete channel was washed out during previous rains. In order to put the flume back into operation, it is necessary to redesign and construct the damaged section. The engineering design recommended to construct a new 54-inch pipe, abutments upstream and downstream of the pipe, rebuilding the washed out section and providing proper drainage for future protection at this location. The lump sum cost provided by Mingus Constructors, Inc., is comparable to their bidding prices for similar work and consistent with current field operations. This request is also for authorization of the additional contingencies to the construction contract, in the amount of \$200,000, for upgrading the conduit before the next rainy season. Due to the unique, specialized nature of the construction difficulties, inaccessible sites, use of a helicopter for construction activities, additional rock and foundation bolting and rock blasting, authorization for unforeseen work is requested.

Aud. Cert. 9401185.

WU-U-94-165.

FILE LOCATION: CONT - Mingus Constructors, Inc. CONT
 FY94-1

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-129:

SUBJECT: Two actions related to the Carmel Valley Facilities

Benefit Assessment.

(See City Manager Report P-94-090; FY '95 Draft Public
Facilities Financing Plan and FBA; Errata Sheets.
District-1.)

TRANSPORTATION AND LAND USE COMMITTEE'S RECOMMENDATION:

On 6/1/94, T&LU voted 5-0 to recommend adoption of the
following resolutions (Councilmembers Mathis, Roberts,
Warden, Stallings and Vargas voted yea):

Subitem-A: (R-94-1826) ADOPTED AS RESOLUTION R-284079

Approving the document entitled "Carmel Valley Public
Facilities Financing Plan and Facilities Benefit
Assessment, April, 1994."

Subitem-B: (R-94-1825) ADOPTED AS RESOLUTION R-284080

Resolution of Intention to designate an area of benefit
in Carmel Valley; setting the time and place for
holding a public hearing.

FILE LOCATION: STRT FB-8

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-130:

SUBJECT: Two actions related to the Mira Mesa Facilities Benefit
Assessment.

(See City Manager Report P-94-098; FY 95 Draft Public
Facilities Financing Plan and FBA. Mira Mesa Community
Area. District-5.)

TRANSPORTATION AND LAND USE COMMITTEE'S RECOMMENDATION:

On 6/1/94, T&LU voted 5-0 to recommend adoption of the
following resolution (Councilmember Mathis, Roberts, Warden,
Stallings and Vargas voted yea):

Subitem-A: (R-94-1831) ADOPTED AS RESOLUTION R-284081

Approving the document entitled "Mira Mesa Public

Facilities Financing Plan and Facilities Benefit
Assessment."

Subitem-B: (R-94-1829) ADOPTED AS RESOLUTION R-284082

Resolution of Intention to designate an area of benefit
in Mira Mesa and setting the time and place for holding
a public hearing.

FILE LOCATION: STRT FB-12

COUNCIL ACTION: (Tape location: D566-E037.)

MOTION BY McCARTY TO ADOPT CITY MANAGER'S RECOMMENDATION TO
APPROVE AND SET JULY 5, 1994 FOR FINAL CONSIDERAION AND THAT
IN THE INTERIM THE CITY MANAGER WILL MEET WITH PARDEE AND
NEWLAND TO SEE IF THERE IS ANY POSSIBILITY OF REACHING SOME
KIND OF AGREEMENT ON REIMBURSEMENT TO PARDEE AND NEWLAND AND
TO RETURN TO COUNCIL WITH WHAT THE IMPACTS OF ANY AGREEMENT
WOULD BE. Second by Stallings. Passed by the following
vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea,
Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor
Golding-yea.

* ITEM-131:

SUBJECT: Two actions related to the North University City
Facilities Benefit Assessment.
(See City Manager Report P-94-091; FY95 Draft Public
Facilities Financing Plan FBA; Errata Sheets.
District-1.)

TRANSPORTATION AND LAND USE COMMITTEE'S RECOMMENDATION:
On 6/1/94, T&LU voted 5-0 to recommend adoption of the
following resolutions (Councilmembers Mathis, Roberts,
Warden, Stallings and Vargas voted yea):

Subitem-A: (R-94-1823) ADOPTED AS RESOLUTION R-284083

Approving the document entitled "North University City
Public Facilities Financing Plan and Facilities Benefit
Assessment, April, 1994."

Subitem-B: (R-94-1821) ADOPTED AS RESOLUTION R-284084

Resolution of Intention to designate an area of benefit
in North University City; setting the time and place

for holding a public hearing.

FILE LOCATION: STRT FB-131

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-132:

SUBJECT: Two actions related to the Rancho Penasquitos
Facilities Benefit Assessment.
(See City Manager Report P-94-080; FY'95 Draft Public
Facilities Financing Plan and FBA. District-1.)

TRANSPORTATION AND LAND USE COMMITTEE'S RECOMMENDATION:
On 6/1/94, T&LU voted 5-0 to recommend adoption of the
following resolutions (Councilmembers Mathis, Roberts,
Warden, Stallings and Vargas voted yea):

Subitem-A: (R-94-1730) ADOPTED AS RESOLUTION R-284085

Approving the document entitled "Rancho Penasquitos
Public Facilities Financing Plan and Facilities Benefit
Assessment Fiscal Year 1995 - March, 1994, Revised
April, 1994."

Subitem-B: (R-94-1731) ADOPTED AS RESOLUTION R-284086

Resolution of Intention to designate an area of benefit
in Rancho Penasquitos; setting the time and place for
holding a public hearing.

FILE LOCATION: STRT FB-13

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-133:

SUBJECT: Appointment to the Citizens Advisory Board on
Police/Community Relations.
(See memorandum from Mayor Golding dated 6/6/94 with
resume attached.)

MAYOR GOLDING'S RECOMMENDATION:
Adopt the following resolution:

(R-94-1937) ADOPTED AS RESOLUTION R-284087

Council confirmation of the appointment by the Mayor of
Clevonne (Vonnice) Ellis, to serve as a member of the
Citizens Advisory Board on Police/Community Relations,
as a Social Services Representative, for a term ending
January 1, 1996, replacing Andrea Skorepa, who was
reappointed as a Youth Representative.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-134:

SUBJECT: Appointments and Reappointments to the Historical Site
Board.
(See memorandum from Mayor Golding dated 6/6/94 with
resumes attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1940) ADOPTED AS RESOLUTION R-284088

Council confirmation of the following appointments and
reappointments by the Mayor to serve as members of the
Historical Site Board, for terms expiring as indicated:
Term Ending March 1, 1995:
Vonn Marie May
(To replace Carol A. Lindemulder, whose term has

expired) Terms Ending March 1, 1996:

Paul L. Bishop

(Replacing Ronald Kirkemo, whose term has expired)

Manuel Rodriguez (Reappointment)

Anna Major (Reappointment)

Ione Stiegler (Reappointment)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-135:

SUBJECT: Appointment to the Human Relations Commission.
(See memorandum from Mayor Golding dated 6/6/94 with
resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1950) ADOPTED AS RESOLUTION R-284089

Council confirmation of the appointment by the Mayor of
Mary LaQuita Robbins to serve as a member of the Human
Relations Commission, for a four-year term ending July
22, 1997, replacing Arthur L. Ellis, whose term has
expired.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-136:

SUBJECT: Reappointment to the International Affairs Board.
(See memorandum from Mayor Golding dated 6/6/94.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1936) ADOPTED AS RESOLUTION R-284090

Council confirmation of the reappointment by the Mayor of Jacqueline S. Corey, to serve as a member of the International Affairs Board, for a term ending March 1, 1996.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-137:

SUBJECT: Appointments and Reappointment to the La Jolla Shores Planned District Advisory Board.
(See memorandum from Mayor Golding dated 6/6/94 with resumes attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1935) ADOPTED AS AMENDED AS RESOLUTION R-284091

Council confirmation of the following appointments and reappointment by the Mayor to the La Jolla Shores Planned District Advisory Board, for terms expiring as indicated:

Terms Ending April 1, 1995:

Susan W. Stone

(Replacing Charles F. Kintner, whose term has expired.)

Janice A. Zamudio

(Replacing Sally W. Ashburn, whose term has expired.)

Terms Ending April 1, 1996:

Roy M. Drew

(Replacing Edward A. Marshall, whose term has expired.)

Richard Friedland

(Replacing William F. Woods, whose term has expired.)

Dale Fitzmorris Steele
(Replacing Patricia K. Miller, whose term has expired.)
David J. Mandelbaum
(Replacing Elliot Jay Schulnik, whose term has expired.)
Sara F. Moser
(Reappointment.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT AS AMENDED TO CORRECT EXPIRATION DATE OF SARA MOSER'S APPOINTMENT FROM APRIL 1, 1996 TO APRIL 1, 1995. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-138:

SUBJECT: Appointment to the Park and Recreation Board.
(See memorandum from Mayor Golding dated 6/6/94 with resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1938) ADOPTED AS RESOLUTION R-284092

Council confirmation of the appointment by the Mayor of Booker T. Crenshaw, Jr., to serve as a member of the Park and Recreation Board, for a term ending March 1, 1996, to replace Thomas H. McPhatter, whose term has expired.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-150:

SUBJECT: "Pass Go, We Pay" Program.
(See Legislative Specialist Analysis T&LU-93-13;
memorandum from Councilmember Roberts dated 10/26/93;
and City Manager Reports CMR-94-139 and CMR-94-46.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1817) ADOPTED AS RESOLUTION R-284093

Establishing Council Policy 100-11 regarding Refund and
Relief Policy When Permits or Approvals are Issued in
Error.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B209-416.)

MOTION BY ROBERTS TO ADOPT. Second by McCarty. Passed by
the following vote: Mathis-yea, Roberts-yea, Kehoe-yea,
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

ITEM-200:

SUBJECT: Declaring a Continued State of Emergency regarding the
Discharge of Raw Sewage from Tijuana, Mexico.
(San Ysidro and Tijuana River Valley Community Areas.
District-8.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1971) ADOPTED AS RESOLUTION R-284094

Declaring a continued State of Emergency regarding the
discharge of raw sewage from Tijuana, Mexico.

CITY MANAGER SUPPORTING INFORMATION:

For over 50 years, renegade raw sewage flows from Tijuana, Mexico
have flowed across the international border in the Tijuana River
into the United States. These flows have impacted the health and
safety of San Diego residents. The permanent solution to this

border situation is the construction of the proposed International Treatment Plant by the federal government. This plant is expected to be operational by 1998 and will treat raw sewage from Mexico. In the interim, until the international plant is constructed, the City in 1991, agreed to accept and treat 13 million gallons per day of Tijuana sewage in the Metropolitan Sewerage System. The amount of flow that the City can accept is limited due to the capacity of the emergency connection. Due to increased water availability and usage in Tijuana, raw sewage flows in the Tijuana River have increased. These flows are beyond the capacity that can be handled by the Mexican treatment system and the emergency connection. These increased flows threaten the health, safety and welfare of the citizens of San Diego. The continued declaration of emergency will enable the City to assist state and federal agencies in expediting the treatment of this international sewage. The government code requires the local governing body to review a State of Emergency every fourteen days until the local emergency is declared terminated. This action requests the continuation of the State of Emergency declared by City Council on September 7, 1993 and authorization for the City Manager to execute all necessary contracts for the diversion, treatment, and disposal of international raw sewage.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-201:

SUBJECT: Interim Contract for the City of San Diego Towing
Services.
(See City Manager Report CMR-94-164.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1916) ADOPTED AS RESOLUTION R-284095

Authorizing an agreement with San Diego Police Tow

Operators, Inc., for providing interim towing services
for the City of San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-202:

SUBJECT: Convention Center Expansion.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1947) TRAILED TO TUESDAY, JUNE 21, 1994 p.m.

Authorizing a Memorandum of Understanding with the San
Diego Unified Port District concerning the expansion of
the San Diego Convention Center.

CITY MANAGER SUPPORTING INFORMATION:

This MOU will provide that the City is responsible for the
planning, design and construction of the Convention Center
expansion. The Port and the City will create a Joint Powers
Authority to issue the bonds for the expansion and the City will
be financially liable for ensuring payment of the bonds. The
Port will contribute \$4.5 million per year for up to twenty years
to assist in the payment of debt service on the bonds. The City
will assume the remainder of the obligation. The Port will lease
the site to the City. The current Operating Agreement between
the Port and the City will be amended to reflect the MOU and the
expansion. The Program Manager's contract has been approved by
the Port and the RFP for an environmental consultant has been
prepared and will be considered by the Port in the next thirty
days. Woodward and Clyde are doing soils and geotechnical work
on the site. The City Manager has hired a project manager to
oversee and coordinate the expansion.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: B417-437.)

ITEM-203:

SUBJECT: Awarding a Contract for Removal and Disposal of
Digested Sludge.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1644) ADOPTED AS RESOLUTION R-284096

Awarding a contract to Greenfield Environmental
(Carlsbad, CA), for removal and disposal of an
estimated 350,000 tons of digested sludge, as may be
required for a period of one year beginning August 10,
1994 through August 9, 1995, for a total estimated
annual cost of \$7,248,630, with options to renew for
three additional one year periods;
In the event the contractor is unable to meet the
specifications of the contract, the Purchasing Agent is
authorized to terminate the contract and award to the
next low responsible and responsive bidder, and to
subsequent bidders, if necessary, until a bidder is
found who can comply with specifications.
(BID-B4223/94)

FILE LOCATION: PURCH-CONT - Greenfield Environmental
(Carlsbad, CA) CONT FY94-1

COUNCIL ACTION: (Tape location: B437-477.)

MOTION BY ROBERTS TO ADOPT. Second by Mathis. Passed by
the following vote: Mathis-yea, Roberts-yea, Kehoe-yea,
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

ITEM-204:

SUBJECT: Two actions related to the Construction of Seismic
Retrofit of the Sunset Cliffs Boulevard Bridge Over the
San Diego River, Bridge No. 57C-287.
(Mission Beach and Ocean Beach Community Areas.
District-2.)
(Continued from the meeting of May 31, 1994, Item 107,
at Councilmember Roberts' request, for a report from

the City Manager.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1502) ADOPTED AS AMENDED AS
RESOLUTION R-284097

Inviting bids for the Construction of Seismic Retrofit of the Sunset Cliffs Boulevard Bridge Over San Diego River, Bridge No. 57C-287, on Work Order No. 112058; Authorizing the execution of a contract with the lowest responsible bidder; Authorizing the City Auditor and Comptroller to transfer \$72,101 from TransNet Fund 30300 to CIP-52-552.0, Seismic Retrofit of Sunset Cliffs Blvd. Bridge Over San Diego River; Authorizing the expenditure of \$202,101 from CIP-52-552.0 (from TransNet Fund 30300); Accepting the Program Supplement No. 11-5004 (81) to local Agency-State Agreement for Federal Aid Project, No. 11-5004 (3), for an estimated amount of \$1,559,899; Authorizing the City Manager to expend Supplemental No. 11-5004(81) Local Agency-State Agreement for Federal Aid Project Funds, for an estimated amount of \$1,559,899, for this project.
(BID-K94230FA)

Subitem-B: (R-94-1503) ADOPTED AS RESOLUTION R-284098

Certifying that the information contained in Mitigated Negative Declaration and Mitigation and Monitoring and Reporting Program, DEP-93-0418, dated 8/23/93, has been completed in compliance with the California Environmental Quality Act of 1970, and State guidelines, and that said Declaration has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION:

This project provides for seismic retrofit improvements for Sunset Cliffs Blvd. Bridge over the San Diego River. The principal design features include new bearing walls at abutments and providing longitudinal restrainers assemblies at hinges. This project is being proposed to increase the bridge's seismic resistance to today's state-of-the-art rehabilitation in regard to structural stability during a strong earthquake.
Aud. Cert. 9400270.

**Minutes of the Council of the City of San Diego
for the Regular Meeting of Monday, June 20, 1994**

Page 48

FILE LOCATION: W.O. 112058 CONT - R. E. Staite Engineering,
Inc. CONT FY94-1

COUNCIL ACTION: (Tape location: B487-570.)

MOTION BY ROBERTS TO ADOPT WITH THE ASSURANCE THAT MR. BELOCK WILL PERSONALLY LOOK AT OTHER BRIDGES TO BE RETROFITTED THAT ALSO HAVE OTHER WORK TO BE DONE ON THEM TO COMBINE THIS WORK RATHER THAN HAVE TWO SEPARATE PROJECTS AND TO ADOPT SUBITEM B. Second by Mathis. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-205:

SUBJECT: Two actions related to the Construction of Fairmount Avenue Improvements - Interstate 8 to Montezuma Road. (College, Kensington/Talmadge Community Areas. District-7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1519) ADOPTED AS AMENDED AS
RESOLUTION R-284099

Inviting bids for the Construction of Fairmount Avenue Improvements - Interstate 8 to Montezuma Road on Work Order No. 119446;
Authorizing the execution of a contract with the lowest responsible bidder;
Authorizing the expenditure of \$667,172 from CIP-73-083.0, Annual Allocation - Water Main Replacement, Fund 41500, for the purpose of executing the Water Utilities portion of this contract;
Authorizing the expenditure of \$7,686,000 from CIP-52-433.0, Fairmount Avenue from Montezuma Road to I-8 Widen and Improve Interchange (\$1,223,480 TransNet Fund 30300, \$100,000 State/Local Partnership Fund, \$5,497,140 TNBond Fund 30302, and \$865,380 Gas Tax Fund 302191);
Authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves;

Requesting funding from SANDAG through the Debt Financing Program in an amount not to exceed \$5,497,140;
Authorizing the City Manager to execute any necessary documents related to the receipt of funds from SANDAG;
Certifying that the City of San Diego will be responsible for paying its proportional share of the issuance costs and overall annual department service requirements of the SANDAG Debt Financing Program and that such costs shall be the first priority of the City of San Diego's Annual Allocation of TransNet revenues;
Authorizing the Auditor and Comptroller to transfer \$39,000 from CIP-52-433.0, to the City's Habitat Acquisition Fund 10571.
(BID-K94235)

Subitem-B: (R-94-1903) ADOPTED AS RESOLUTION R-284100

Certifying that the information contained in Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program, DEP-94-0206, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Declaration has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION:

This project "Fairmount Avenue from Montezuma Road to I-8, Widen and Improve Interchange," CIP-52-433.0, will demolish and remove the existing two lane Montezuma Road overpass and replace it with an improved four lane bridge and ramps. In addition to the new bridge, existing ramps will be widened and improved to provide a comprehensive transportation facility which will increase the interchange capacity and provide more efficient movement of vehicles. The improvement will include appurtenances such as replacement of the 36" El Capitan Water Pipeline, sewer/water lines, sidewalks, drainage facilities, and traffic signal relocation. The right-of-way acquisition for this project is currently in process and will be secured prior to construction. To mitigate roadway improvements in City owned open space, the project will contribute the fair market value of the property impacted to the City Open Space Acquisition Fund. This project is one of the original projects advertised to the voters after the 1/2-cent sales tax for transportation purposes (TransNet) was passed.

Aud. Cert. 9401206.

FILE LOCATION: CONT - Erreca's/Sim J. Harris; W.O. 119446
CONT FY94-1

COUNCIL ACTION: (Tape location: C041-D289.)

MOTION BY McCARTY TO ADOPT GUARANTEEING THE MONEY THAT IS USED TO MITIGATE THE DAMAGE ON THE WESTERN EDGE WOULD GO TO THAT COMMUNITY, THAT THE CITY WILL LANDSCAPE AND ABSORB THE COSTS AND THAT COUNCIL WILL WORK WITH STAFF ON THE DESIGN OF THE CRIB WALL. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-206:

SUBJECT: Inviting Bids for Rehabilitation of University Heights Reservoir.
(Mid-City Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1904) ADOPTED AS RESOLUTION R-284101

Inviting bids for the Modification of University Heights Reservoir on Work Order No. 181381;
Authorizing a contract with the lowest responsible bidder, provided that the City Auditor first furnishes a certificate demonstrating that the funds necessary for such expenditure are, or will be, on deposit in the City Treasury;
Authorizing the transfer of \$580,085 within Water Revenue Fund 41500, from CIP-73-277, Annual Allocation - Standpipe and Reservoir Restorations to CIP-73-273.0, University Heights Reservoir Roof, contingent upon City Council approval of the FY 1995 budget;
Authorizing the expenditure of not to exceed \$2,979,192 from Water Revenue Fund 41500, CIP-73-273.0, University Heights Reservoir Roof, contingent upon City Council approval of the FY 1995 budget for said project and related costs, provided that the City Auditor first furnishes a certificate demonstrating that the funds necessary for such expenditure are, or will be, on deposit in the City Treasury;
Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.
(BID-K94236)

The existing 12-million gallon University Heights Reservoir, located in the Mid-City community in the 2700 block of El Cajon Boulevard, has served 30 square miles of the City's central, coastal and southeast areas for over 40 years. This project will repair the roof, rehabilitate the interior and divide the reservoir into two parts. This project will provide more reliable and cost effective water service for the area well beyond the foreseeable future. A 20 percent contingency is included in this request due to the unknown condition of the existing portions of the structure which could not be closely examined during design. Roof defects could only be observed while floating inside the reservoir using a flashlight for illumination. We expect that some defects have been unnoticed thus far, and that the magnitude (or extensiveness) of previously noted repairs will increase when subject to close scrutiny during construction. Construction is scheduled to commence this Fall and the reservoir will be back in service prior to the Summer of 1995.

WU-U-94-110.

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

SUBJECT: Three actions related to the Construction of La Jolla Shores Pipeline - Phase II.
(La Jolla and La Jolla Shores Community Area.
District-1.)

Adopt the following resolutions:

Subitem-A: (R-94-1516) ADOPTED AS RESOLUTION R-284102

Inviting bids for the Construction of La Jolla Shores

Pipeline - Phase II on Work Order No. 181351;
Authorizing the execution of a contract with the lowest responsible bidder, provided that the City Auditor first furnishes a certificate demonstrating that the funds necessary for such expenditure are, or will be, on deposit in the City Treasury;
Authorizing the expenditure of \$4,338,628 from Water Revenue Fund 41500, CIP-73-305, provided that the City Auditor first furnishes a certificate demonstrating that the funds necessary for such expenditure are, or will be, on deposit in the City Treasury, and authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

Subitem-B: (R-94-1517) ADOPTED AS RESOLUTION R-284103

Authorizing the use of City Forces to isolate and make connections to the existing water system; declaring that the cost of the work shall not exceed \$184,308.

Subitem-C: (R-94-1518) ADOPTED AS RESOLUTION R-284104

Certifying that the information contained in Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program, DEP-89-1358, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.
(BID-K94240)

CITY MANAGER SUPPORTING INFORMATION:

The proposed La Jolla Shores Pipeline, Phase II is 10,600 feet of 30-inch main. The project proposes to construct a pipeline from the Exchange Place Pump Plant, located on Country Club Drive, to an area of La Jolla Shores Drive near the Scripps Institute of Oceanography, where it will connect to Phase I of the project, which was completed in August 1991. The new 30-inch transmission main will augment the water distribution system, and provide an alternate feed to the La Jolla and Soledad areas. The construction of this pipeline is also necessary for the planned shutdown and improvements to the Bayview and Soledad Reservoirs. Aud. Cert. 9500003.
WU-P-94-163.

FILE LOCATION: W.O. 181351 CONT - Christeve Corp. CONT
FY94-1

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-208:

SUBJECT: Two actions related to the Construction of the Bonita
Pipeline Phase 1B.
(Paradise Hills, Valencia Park, Lincoln Park and Alta
Vista Community Areas. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1514) ADOPTED AS RESOLUTION R-284105

Inviting bids for the Construction of the Bonita
Pipeline Phase 1B on Work Order No. 182641;
Authorizing the execution of a contract with the lowest
responsible bidder, provided that the City Auditor
first furnishes a certificate demonstrating that the
funds necessary for such expenditure are, or will be,
on deposit in the City Treasury;
Authorizing the expenditure of an amount not to exceed
\$6,980,805, in Water Revenue Fund 41500, CIP-73-195.1,
transferred from CIP-73-195.0, provided that the funds
necessary for such expenditure are or will be on
deposit in the City Treasury, as follows:
a. \$5,302,000 from FY 1994 and continuing
appropriations;
b. \$1,678,805 from FY 1996 appropriations, contingent
upon City Council appropriating funds for this purpose
in the FY 1996 budget;

Stating for the record that the previously certified
and adopted Mitigated Negative Declaration DEP-89-1044
for the Bonita Pipeline was reviewed and considered for
this action.
(BID-K94239)

Subitem-B: (R-94-1515) ADOPTED AS RESOLUTION R-284106

Authorizing the use of City Forces to shut down and

drain pipelines, install highlining, make connections and perform operational inspections; declaring that the cost of the work shall not exceed \$350,000.

CITY MANAGER SUPPORTING INFORMATION:

The existing Bonita Pipeline was installed in 1928, to transfer water from the Otay watershed to the Center City areas. Due to age and corrosion, the 28-inch and 30-inch diameter steel pipeline is severely deteriorated and requires constant maintenance. This pipeline has also experienced numerous breaks, most recently in August 1992. Replacement of the pipeline is being accomplished in phases. Bonita Pipeline Phase 1B consists of installing approximately 16,750 feet of 24-inch diameter pipeline between the existing Otay-Bonita Connector Pipeline and the existing 48-inch diameter pipeline installed during 1991 improvements to Reo Drive. Bonita Pipeline Phase 1A, which is 6,000 feet of 48-inch diameter pipeline between the Otay Second Pipeline and Reo Drive, is currently under construction. Aud. Cert. 9401101. WU-P-94-154.

FILE LOCATION: W.O. 182641 CONT - E. J. Meyer Company CONT
FY94-1

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-209:

SUBJECT: Amendment to the Agreement with Black Contractors
Association for an Apprenticeship Training Center.
(South Encanto Community Area. District-4.)

Adoption of the following resolution:

(R-94-1841) CONTINUED TO JUNE 27, 1994

Authorizing a first amendment to the agreement with the
Black Contractors Association (San Diego), for the
design of their proposed construction-oriented
apprentice training center at 6125 Imperial Avenue.

CITY MANAGER'S RECOMMENDATION:

Do not adopt the Resolution.

CITY MANAGER SUPPORTING INFORMATION:

The Black Contractors Association (BCA) is a non-profit organization dedicated to providing services to construction contractors and youth mentorship to the community. The BCA proposes to design and build a 9,567 sq.ft. training facility at 6125 Imperial Avenue in the South Encanto area of San Diego. The proposed facility will provide hands-on pre-apprenticeship training opportunities to youths interested in entering the construction trade. On November 29, 1993, the City Council adopted Resolution R-283065, authorizing the execution of an agreement with BCA and authorizing the expenditure of \$260,000 for design and City administration costs for this project. It was also requested that project administration costs for BCA be provided from CDBG funds. This action will provide up to \$24,564 to cover salaries and wages of employees of the Black Contractors Association and operational office expenses related to this project. In the past, it has not been City policy to allow the use of Community Development Block Grant Funds for this type of project expenditure and it is not recommended that a precedent be set at this time. Agencies are expected to cover expenses of their own administrative staff as their contribution to the cost of the project. On May 24, 1993, the City Council adopted Resolution R-282036 granting \$600,000 of Fiscal Year 1994 CDBG funds to the BCA for this project.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: B618-643.)

MOTION BY STEVENS TO CONTINUE ONE WEEK AT THE REQUEST OF THE CITY MANAGER FOR FURTHER REVIEW. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-210:

SUBJECT: Agreement for Design Services for the Scripps Poway Parkway Subsystem - Reclaimed Water.
(Miramar Ranch North Community Area. District-5.)
(Continued from the meeting of June 6, 1994, Item 121, at the City Manager's request, for further review.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1799) ADOPTED AS RESOLUTION R-284107

Authorizing the City Manager to enter into an agreement with Barrett Consultant Group (San Diego), for professional design services for the Scripps Poway Parkway Subsystem - Reclaimed Water for a total contract amount of \$515,715;

Authorizing the City Manager to expend \$515,715 from Water Revenue Fund No. 41500, CIP-70-921.0, Scripps Poway Parkway Subsystems - Reclaimed Water, in the following manner:

1. \$80,000 from Fiscal Year 1994 appropriations.
2. \$435,715 from Fiscal Year 1995 appropriations contingent upon City Council approval of funds for this purpose in the Fiscal Year 1995 CIP Budget.

CITY MANAGER SUPPORTING INFORMATION:

The Scripps Poway Parkway Subsystem is an integral part of the Reclaimed Water Distribution System. This project is necessary to implement the Consumers' Alternative and to distribute reclaimed water produced by the North City Water Reclamation Plant. As discussed in the Reclaimed Water Distribution System Master Plan, the Scripps Poway Parkway Subsystem will carry Title 22 Reclaimed Water from the intersection of I-15 and Scripps Poway Parkway, then west along Scripps Poway Parkway to the City of Poway, approximately 10,000 feet. The intent of serving additional users along the pipeline route will also be addressed in the design of this project. The MBE/WBE participation for this project is 18.7 percent MBE and 4.7 percent WBE. With this agreement, approximately 13 local jobs would be provided.

Aud. Cert. 9401112.

WU-CWP-94-151.

FILE LOCATION: MEET CCONT FY94-1

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-nay, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-211:

SUBJECT: Selected Consultant for Metropolitan Wastewater

District Owner-Controlled Insurance Program.
(See City Manager Report CMR-94-155.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1801) TRAILED TO TUESDAY, JUNE 21, 1994

Authorizing an agreement with Sedgwick James of California, Inc. for administrative services in connection with the owner-controlled insurance program for the Metropolitan Wastewater Department (formerly Clean Water Program);
Authorizing the transfer of all of the following amounts to Clean Water Revenue Fund 41509, Program Element 70731, Object Account 4151:
\$483,780 from Sewer Revenue Fund 41506, Unallocated Reserve Program Element 70697;
\$34,916 from CIP-42-910.1, North City Water Reclamation Plant;
\$457 from CIP-46-122.0, Carmel Valley Trunk Sewer;
\$3,657 from CIP-45-911.0, South Metro Interceptor;
\$37,029 from CIP-46-134.0, Point Loma South Effluent Outfall Connection;
\$4,571 from CIP-46-177.0, Point Loma Sedimentation Basins 11 and 12;

Authorizing the expenditure of an amount not to exceed \$2,431,277 to provide funds for the above project, to be expended as follows:
\$564,410 from Fiscal Year 1994 appropriations, Clean Water Program Revenue Fund 41509, Program Element 70731, Object Account 4151;
\$503,131 from Fiscal Year 1996 appropriations, contingent on Council appropriation of funds for this purpose in the FY 1996 Metropolitan Wastewater Department Operation and Maintenance Budget;
\$523,256 from Fiscal Year 1997 appropriations, contingent on Council appropriation of funds for this purpose in the FY 1997 Metropolitan Wastewater Department Operation and Maintenance Budget;
\$544,186 from Fiscal Year 1998 appropriations, contingent on Council appropriation of funds for this purpose in the FY 1998 Metropolitan Wastewater Department Operation and Maintenance Budget;
\$296,294 from Fiscal Year 1999 appropriations, contingent on Council appropriation of funds for this purpose in the FY 1999 Metropolitan Wastewater

Department Operation and Maintenance Budget;

Authorizing the execution of contract(s) with insurance providers as identified by Sedgwick James of California, Inc. to provide workers compensation, general liability, builders risk, and excess liability insurance in City public works contracts for a period of 5 years, provided that with the execution of the public works contracts the City Auditor and Comptroller also certifies that funding exists for the insurance contracts.

Aud. Cert. 9401173.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A685-B203 & E536-610.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

MOTION BY STEVENS TO RECONSIDER AND TO TRAIL TO THE MEETING OF TUESDAY, JUNE 21, 1994. Second by Vargas. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-212:

SUBJECT: Three actions related to Joint Use and Reimbursement Agreements for Carmel Creek School/Park.
(Carmel Valley Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance and adopt the following resolutions:

Subitem-A: (O-94-123) INTRODUCED, TO BE ADOPTED ON JULY 5, 1994

Introduction of an Ordinance authorizing a 25-year agreement with the Solana Beach School District of San Diego County for the maintenance, operation and use of Carmel Creek School/Park Joint Use Areas.

Subitem-B: (R-94-1919) ADOPTED AS RESOLUTION R-284108

Adoption of a Resolution authorizing a 5-year agreement for the maintenance, operation and use of the Carmel Creek School/Park Joint Use Areas of Carmel Valley with the Solana Beach School District of San Diego County; Authorizing a Reimbursement Agreement - Carmel Creek Neighborhood Park Joint Use Areas with the Solana Beach School District, in connection with the maintenance, operation and use of the Carmel Creek School/Park Joint Use Areas;
Authorizing the expenditure of not to exceed \$1,350,000 from CIP-29-415.0, Carmel Valley Neighborhood Park - Neighborhood No. 1, FBA Fund No. 79002.

Subitem-C: (R-94-1920) ADOPTED AS RESOLUTION R-284109

Adoption of a Resolution certifying that Negative Declaration DEP-90-0523, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION:

The Carmel Creek Neighborhood Park site is located next to Carmel Creek Elementary School in Carmel Valley. The part of the park improvements subject to joint use will be constructed by the Solana Beach School District. The proposed reimbursement agreement requires the District to construct the project and the City to reimburse the District for costs not to exceed \$1,100,000. A joint use agreement is required to address City and District use of the park. Any agreement for the use of City property for a period longer than five years requires an ordinance. Today's action includes two joint use agreements, one for a five year period and one for a 25-year period. The five year joint use agreement will be approved by resolution and becomes effective upon Council approval. This will permit the District to begin the park project immediately. The 25-year agreement will supersede the five year agreement after the ordinance becomes effective.
Aud. Cert. 9401217.

FILE LOCATION: MEET CONT FY94-1

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO INTRODUCE SUBITEM A AND ADOPT SUBITEMS B AND C. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea,

Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

ITEM-213:

SUBJECT: Additional Funding for the Mission Bay Master Plan
Update.
(Mission Bay Park Community Area. District-2.)
(Continued from the meeting of May 31, 1994, Item 132,
at the request of Councilmember Vargas, for further
review.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1779) ADOPTED AS RESOLUTION R-284110

Authorizing the City Auditor and Comptroller to
transfer an amount not to exceed \$60,000 from
CIP-21-834.0, Balboa Park/Mission Bay Park
Requirements, TOT Fund No. 102242, to CIP-22-085.0,
Mission Bay Master Plan Update.

CITY MANAGER SUPPORTING INFORMATION:

In November 1990, Council approved a Work Program which laid out
the overall framework, goals and vision to be used in updating
the 1978 Mission Bay Master Plan for Land and Water Use. In July
1991, the City entered into an agreement with the Landscape
Architectural and Planning firm of Wallace, Roberts and Todd for
the preparation of the Master Plan Update and associated
Environmental Impact Report (EIR). The Draft Mission Bay Master
Plan Update is complete and preparation of the EIR is underway.
Additional funds are necessary for professional services needed
to complete the EIR due to an expanded scope of work required for
a fully defensible document.
Aud. Cert. 9401106.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A685-B203.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-214:

SUBJECT: Year-End Budget Adjustments.
(See City Manager Report CMR-94-152.)

CITY MANAGER'S RECOMMENDATION:
Introduce and adopt the following ordinance:

(O-94-121) INTRODUCED AND ADOPTED AS ORDINANCE O-18080
(New Series)

Introduction and adoption of an ordinance amending Ordinance No. O-17947 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1993-94 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Document No. OO-17947, as amended and adopted therein.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A685-203.)

CONSENT MOTION BY WARDEN TO INTRODUCE, DISPENSE WITH THE READING AND ADOPT ORDINANCE. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S400:

SUBJECT: Amendments to the Internal Revenue Code H.R. 3261.

INTERGOVERNMENTAL RELATIONS DEPARTMENT'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1957) ADOPTED AS AMENDED AS RESOLUTION R-284111

Directing the Intergovernmental Relations Department to return to Council with specific recommendations regarding the City's position on each main component of H.R. 3261.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D290-564.)

MOTION BY McCARTY TO ADOPT AS AMENDED TO STATE ALL FEDERAL GOVERNMENT EMPLOYEES SHOULD BE PERSONALLY LIABLE IF THEY ARE ARBITRARY, CAPRICIOUS OR MALICIOUS. Second by Stevens. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-nay, Stevens-yea, Warden-yea, Stallings-not present, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S401: NOTED AND REFERRED TO CLOSED SESSION

SUBJECT: The matter of negotiations with San Diego Entertainment, Inc. and its principals, Samuel Marasco and Ron Hahn, with regard to the potential lease or sale and redevelopment of the present sports arena site and with regard to potential acquisition and development of a new sports arena in the downtown area, and authorizing the Manager to continue negotiations with regard to said matters relating to potential property acquisition, lease or sale terms and conditions.

CITY ATTORNEY'S RECOMMENDATION:

Accept testimony from any members of the public who wish to address the Council on this subject, then refer the matter to Closed Session at 9:00 a.m. on June 21, 1994 for Council discussion.

FILE LOCATION: LEAS-San Diego Entertainment, Inc. LEAS
FY94-1

COUNCIL ACTION: (Tape location: B618-643.)

MOTION BY STEVENS TO NOTE AND REFER TO CLOSED SESSION. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

NON-DOCKET ITEMS:

NONE.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 5:46 p.m. in honor of the memory of the following: Maxine Green, requested by Mayor Golding; Sam Fishkin, requested by the City Clerk Charles Abdelnour; Merlin Osterhaus, requested by Council Members Mathis and Stallings; and Willie James Jones, requested by Mayor Golding.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: E284-536 & E611-629).